IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**WRIT PETITION NO. 7034 OF 2005**

Allen Bhandari ...Petitioner

**V/s.**

The State of Maharashtra & Ors. ... Respondents.

Mr. N.M. Ganguli for the petitioner

Mr. Santosh Adukia for Respondent No. 3.

**CORAM: KSHITIJ R. VYAS, C.J., &**
**DR. D.Y. CHANDRACHUD,J.**
**DATE: MAY 4, 2006.**

**P.C.:-**

1. This petition is not on Board today. It is mentioned by the learned counsel for the petitioner at 3 p.m.

2. The learned counsel appearing for the petitioner and respondent No. 3 file Minutes of Consent Order, which are taken on record and marked 'X' for identification. The Minutes of Consent Order are signed by the learned

counsel for the petitioner, learned counsel for respondent No. 3, and the petitioner and respondent No. 3, who are present in Court. The parties agree as to the contents of the Minutes of Consent Order, as well as their signatures. In view of this, the parties abide by the Minutes of Consent Order.

3. It is incorporated in the Minutes of Consent Order that the concerned Income tax Officer shall give benefit under Section 89 of the Income Tax Act in respect of the payment of Rs.5 lakhs.

4. The parties also accept that cheque of Rs.5 lakhs has already been handed over to the petitioner by respondent No. 3.

5. The petition is disposed of in terms of the Minutes of Consent Order.

**CHIEF JUSTICE**

**DR.D.Y.CHANDRACHUD,J.**